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AUG 10 2006

OFFICE OF PETITIONS

In re Application of :
Evan George Colgan et al :
Application No. 08/999,663 : DECISION GRANTING PETITION
Filed: December 18, 1997 : UNDER 37 CFR 1.137(b)
Attorney Docket No. Y0994-065XX :
:

This is a decision on the petition under 37 CFR 1.137(b), filed June 15, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed September 7, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained.

Accordingly, the above-identified application became abandoned on December 8, 2005. A Notice of Abandonment was mailed on June 1, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a Request for Continued Examination (RCE) and submission as required by 37 CFR 1.114; (2) the \$1,500 petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of September 7, 2005 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 2871 for processing the RCE and for appropriate action on the reply received with the petition on June 15, 2006.

Frances Hicks
Frances Hicks
Petitions Examiner
Office of Petitions